

WSR 21-12-108

PERMANENT RULES

DEPARTMENT OF ECOLOGY

[Order 20-06—Filed June 2, 2021, 11:07 a.m., effective July 3, 2021]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The purpose of the rule is to repeal two chapters that ecology no longer has authority to implement, chapters 173-422 and 173-422A WAC. The authority for the motor vehicle emission inspection program expired January 1, 2020. This repeal will eliminate possible confusion over obsolete rules.

In 2005, the legislature phased out emission testing in Clark, King, Pierce, Snohomish, and Spokane counties on January 1, 2020. After thirty-eight years, Washington's emission check program ended, so vehicle owners are no longer required to have their vehicles' emissions tested before renewing their registrations.

Citation of Rules Affected by this Order: Repealing chapters 173-422 and 173-422A WAC.

Statutory Authority for Adoption: Chapter 70A.25 RCW, Motor vehicle emission control (RCW 70A.25.100).

Adopted under notice filed as WSR 21-04-032 on January 26, 2021.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 41.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: June 2, 2021.

Laura Watson
Director

OTS-2691.1

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 173-422-010 Purpose.
- WAC 173-422-020 Definitions.
- WAC 173-422-030 Vehicle emission inspection requirement.
- WAC 173-422-031 Vehicle emission inspection schedules.
- WAC 173-422-035 Registration requirements.

WAC 173-422-040	Noncompliance areas.
WAC 173-422-050	Emission contributing areas.
WAC 173-422-060	Gasoline vehicle emission standards.
WAC 173-422-065	Diesel vehicle exhaust emission standards.
WAC 173-422-070	Gasoline vehicle exhaust emission testing procedures.
WAC 173-422-075	Diesel vehicle inspection procedure.
WAC 173-422-090	Exhaust gas analyzer specifications.
WAC 173-422-095	Exhaust opacity testing equipment.
WAC 173-422-100	Testing equipment maintenance and calibration.
WAC 173-422-120	Quality assurance.
WAC 173-422-130	Inspection fees.
WAC 173-422-145	Fraudulent certificates of compliance/acceptance.
WAC 173-422-160	Fleet and diesel owner vehicle testing requirements.
WAC 173-422-170	Exemptions.
WAC 173-422-175	Fraudulent exemptions.
WAC 173-422-190	Emission specialist authorization.
WAC 173-422-195	Listing of authorized emission specialists.

OTS-2692.1REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 173-422A-010	Purpose.
WAC 173-422A-020	Definitions.
WAC 173-422A-030	Vehicle emission test requirements and testing schedule for private and United States government vehicles.
WAC 173-422A-040	Emission test schedule for state and local government vehicles.
WAC 173-422A-050	Emission test areas.
WAC 173-422A-060	Exemptions.
WAC 173-422A-100	Gasoline vehicle emission test standards.
WAC 173-422A-110	Gasoline vehicle emission testing procedures.

WAC 173-422A-120	Gasoline vehicle emission testing equipment specifications.
WAC 173-422A-200	Exhaust emission test standards for diesel vehicles.
WAC 173-422A-210	Test procedure for diesel vehicles.
WAC 173-422A-220	Diesel vehicle testing equipment specifications.
WAC 173-422A-300	Testing equipment maintenance and calibration.
WAC 173-422A-310	Quality assurance.
WAC 173-422A-320	Test fees.
WAC 173-422A-340	Authorized testers.
WAC 173-422A-400	Emission specialist authorization.
WAC 173-422A-410	Requirements for listing businesses with authorized emission specialists.
WAC 173-422A-500	Civil penalty.